

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christer SINDERBY *et al.*

Serial No.: 10/589,385

Filed: August 22, 2007

For: METHOD AND DEVICE USING
MYOELECTRICAL ACTIVITY FOR
OPTIMIZING A PATIENT'S
VENTILATORY ASSIST

Group Art Unit: 3736

Examiner: Not Yet Assigned

Atty. Dkt. No.: BRKP:028US

Confirmation No.: 7142

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS Web on the date below:

June 2, 2009

Date

David D. Bahler

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the document listed on attached Form PTO-1449 be considered by the Examiner and made of record.

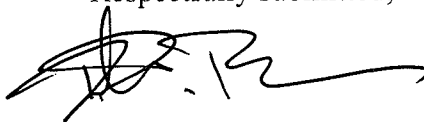
In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/BRKP:028US.

Applicants respectfully request that the listed document be made of record in the present case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Bahler', with a long horizontal flourish extending to the right.

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Date: June 2, 2009